IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application No.:

10/674.914

Filing Date:

September 30, 2003

Applicant:

Bevil J. Hogg

Group Art Unit: Examiner: 3736

Huong Q. Nguyen

Title:

Method and Apparatus for Improved Surgical Navigation Employing Electronic Identification with Automatically

Actuated Flexible Medical Devices

Attorney Docket:

5236-000452

Mail Stop Amendment Commissioner for Patents P.O. Box 1450 Alexandria, Virginia 22313-1450

AMENDMENT

Sir:

In the event that the Office denies entry of Applicants' January 20, 2009 Supplemental Appeal Brief requesting reinstatement of the Appeal, the Applicants respectfully request entry of this Response to the December 10, 2008 Office Action, which Response includes arguments presented in Applicants' Supplemental Appeal Brief.

Amendments to the Claims begin on page 2 of this paper.

Amendments to the Drawings begin on page 7 of this paper.

Remarks begin on page 8 of this paper.